

# BOARD OF LICENSE COMMISSIONERS

City Hall, 718 Main Street

Fitchburg MA 01420

(978) 345-9557

William A. Judge, Chairman

Robert A. Bourque

David F. Arsenault

## MINUTES OF MEETING

The regular meeting of the Board of License Commissioners was held on September 5, 2007 in the Veterans Memorial Room, City Hall, Fitchburg, and called to order by Chairman William Judge at 6:00 PM. Commissioner David Arsenault was present. Commissioner Robert Bourque arrived at 6:01 PM.

### **I. REVIEW AND ACCEPTANCE OF MINUTES FROM THE PREVIOUS MEETING.**

The minutes of the regular meeting held on July 16, 2007 and the special meeting held on July 24, 2007 were unanimously approved and signed.

### **II. NEW APPLICATIONS**

New England Rod & Custom LLC, 336 Broad St. for Special One Day Wine and Malt Beverages License for a Meet & Greet VIP before Crocker Field Concert from 4PM to 5:30PM on September 9, 2007 inside the building.

**Mr. Richard Gonzalez was present. Approved 3-0.**

Steve Smith, St. Bernard's School for Special One Day Wine and Malt Beverages License for Comedy Night from 6:30PM to 11:30PM on November 3, 2007 at 254 Summer St.

**Mr. Steve Smith was present. Approved 3-0.**

Jorge DeLeon for Special One Day Wine and Malt Beverages License for a Benefit for Angi Autism from 8PM to 1AM on October 6, 2007 at 1146 Main St. Red Brick River Mill, Inc. inside building second floor hall.

**Mr. Jorge DeLeon was present along with the father of "Angi" for whom the benefit is being organized and the owner of the building, "Red Brick River Mill".**

**Approved 3-0.**

Charles Park Place, 19 Airport Road for Two (2) Video, One (1) Juke Box, Two (2) Pool Tables and a Boxing game/Video.

**Approved 3-0.**

Rob McBride, President, Facility Management Corp. to add Facility Management Corporation as a d/b/a to the Wallace Civic Center liquor license.

**Present was Mr. Rob McBride and Mr. Luke Conry. Approved 3-0.**

A Dog House, Inc. d/b/a K.C. Pub & Bar, 1098 Main St. for Transfer of License to Bottoms Up Bar, Inc. d/b/a K.C.'s Pub, 1098 Main St., Deborah P. Aukstikalnis, Manager.

**Application accepted and sent to a public hearing on October 15, 2007 3-0.**

Club Boston, Inc. d/b/a The Other Side, 535 Water St. for Transfer of License to The Club, Inc. d/b/a The Other Side, 535 Water St., Robert D. Kopelman, Manager.

**Application accepted and sent to a public hearing on October 15, 2007 3-0.**

The Other Side, 535 Water St. for Two (2) Videos, Two (2) Darts. (Viana)  
**Continued to October 15, 2007 3-0.**

The Other Side, 535 Water St., Robert Drew Kopelman, Manager, for Entertainment Permit, "D.J.'s, Magicians, Bands, Comedians, Movies, Dancing, Arm Wrestling, Body Building Expos, Amateur Night Contest, Karaoke, Fashion Shows, Exotic Dancers, Strippers, Dart Boards (2), Automatic Amusement Device (4) Videos, Monday – Sunday.

**Continued to October 15, 2007 3-0.**

### **III. CONTINUED HEARING**

Triple Happiness, Inc. d/b/a Fitchburg Jade Bar, Lynn Zhen Zhao, Manager, 343 Main St. to cancel license for not conducting business.

**Hearing closed. No action taken. 3-0.**

Upper Common, Inc., d/b/a The Boulder, 880 Main St., to discuss Seasonal Outdoor service area.

**No one was present to represent Upper Common, Inc. The clerk was instructed to send a letter to Upper Common, Inc. stating that the hearing will be again continued to September 19, 2007 and that the possibility exists that the Outdoor Seating permit will be cancelled. 2-0 (Judge recused) .**

### **IV. OTHER**

- Mr. Michael Cocomile to discuss complaint regarding Partner's Pub, 970 South St.  
**Mr. Walter Kirby, Manager of Partner's Pub, was present. Mr. Michael Cocomile was not present.**  
**No action taken. 3-0.**

- Taxi driver applications  
**Approved for two years: Michael J. Faucher, Leicia Paradis-Allen, Alexander Algarin.**  
**Approved for one year: Gary Leger**

- Correspondence  
**Letter received from Pat Sommala, Buddhist Temple, Richardson Road. The clerk was instructed to send a reply suggesting that the temple contact its Ward Councillor to arrange a meeting with the neighbors and, if an agreement can be reached, come before the License Commission with a new application for a Special One Day Alcohol License.**

- Any other matter that may come before the Commission as time permits  
**The clerk was instructed to summons in Rome Amico, Inc. for October 1, 2007 to discuss the status of the building construction at 50 Whalon St.**

**The clerk was instructed to inquire at the ABCC regarding the status of the transfer of the license and change of location from 216 Fairmount St., LLC to Fitchburg Main Street Mall, LLC, 424-438 Main St.**

**Chairman Judge notified the other members that The Cellar has not made changes to their outside seating area as required by a decision of the Board on 04/26/07. The Cellar was ordered to maintain a partitioned six foot walkway on certain nights and times. They were further ordered to remove tables in the area of the walkway. Chairman Judge asked each member if they had any problem with The Cellar not complying with the order of the Board and each said no.**

**The meeting adjourned at 6:59 PM.**

Respectfully submitted,

Anna M. Farrell, Clerk  
Approved:

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William A. Judge

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Robert A. Bourque

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David F. Arsenault